THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITON NO. 7735 OF 2006

DATED: 20-04-2006

BETWEEN:

Tirumani Peddintlamma, wife of Seetharamaih

and another

… Petitioners

And

The Panchayat Secretary, Chinna Tadinada,

Kalidindi Mandal, Krishna District and others

…Respondents

THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITON NO. 7735 OF 2005

ORDER:

Seeking to declare the action of Official Respondents in considering the representations of the petitioners dated 28-03-2006 and 03-04-2006 as illegal and arbitrary filed the present writ petition. Heard the learned counsel for the petitioner and the learned government pleader for the respondents and perused the record.

It is the case of the petitioners that both of them are small agriculturists, and the first petitioner is having land in an extent of Ac.1.13 cents in R.S.No.158/3 –4, and second petitioner is having Ac.2.00 of land situated at Chinna Tadinada village, Kalidindi Mandal, Krishna District. Second respondent also got certain lands in the

abutting Survey No.177/3. It is stated that the second respondent recently purchased certain lands beside the lands of the petitioners and there is a drain canal between the lands of the petitioners and the second respondent. The drain water from the lands of the petitioners is flowing through the said drain canal. It is stated that since long time petitioners and other farmers are using the said canal. It is also stated that the second respondent is trying to remove the bonds of the said drain canal for conversion into a fish tank. Aggrieved by the same, petitioners made a representation dated 28-03-2006 and 03-04-2006 before the first and third respondents.

Having regard to the fact that without expressing any opinion with regard to the controversy and nature of the case, third respondent is directed to consider and dispose of the said representations of the petitioners dated 28-03-2006 and 03-04-2006 if they are pending within a period of three weeks from the date of receipt of a copy of this order after giving reasonable opportunity to the petitioners as well as to the second respondent.

Writ petition is accordingly disposed of. No order as to costs.

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V. ESWARAIAH, J.

Dated: 20-04-2006

Note:

Issue C.C. within three days.

(B/O)

RNS